

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~XXXX~~ Cambridge
~~XXX~~ of
~~XXXX~~ Village

Local Law No. 1 of the year 19 81.

A local law Annual Halloween Curfew
(Insert title)

Board of Trustees

Be it enacted by the of the
(Name of Legislative Body)

~~XXXX~~ Cambridge
~~XX~~ of as follows:
~~XXX~~ Village

WHEREAS, during Halloween, there has been an increase in vandalism and juvenile delinquency in the Village of Cambridge, and
WHEREAS, during that time, there has been an increase in damage to public and private property in the Village of Cambridge, and
WHEREAS, there is a need to control the conduct of minors in the Village of Cambridge for the purpose of alleviating these problems during the Halloween period;

NOW, THEREFORE, it is enacted by the Board of Trustees of the Village of Cambridge, as follows:

SECTION 1. SHORT TITLE

This Local Law shall be known and may be cited as the "Local Law providing for an annual Halloween Curfew".

SECTION 2. DEFINITIONS

For the purpose of this Local Law, the following terms, phrases, words, and their derivations shall have the meaning given herein. The word "shall" is always mandatory and not merely directory.

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- (a) Village is the Village of Cambridge.
 - (b) Minor is any person under the age of 18.
 - (c) Parent is the natural or adoptive parent of a minor.
 - (d) Guardian is any person other than a parent, who has legal guardianship of a minor.
 - (e) Public place shall mean any street, alley, highway, sidewalk, park, playground, or place to which the general public has access and a right to resort for business, entertainment or other lawful purpose. A public place shall include but not be limited to any store, shop, restaurant, tavern, bowling alley, cafe, theater, drug store, pool room, shopping center, and any other place devoted to amusement or open to the general public. It shall also include the front or immediate area of the above.

SECTION 3.

During the period from October 30th to November 1st each year, it shall be unlawful for any minor to remain on any public thoroughfare or public place, either on foot or in a vehicle without a set destination during the hours of 7 P.M. and 6 A. M., unless accompanied by a parent or guardian, or unless the minor is on an emergency errand or specific business or activity directed or permitted by his parent or guardian, or where the presence of such minor is connected with or required by some legitimate employment, trade, profession or occupation.

SECTION 4. SPECIAL FUNCTIONS

Any minor attending a special function or entertainment of any church, school, club or other similar organization that requires such minor to be out at a later hour than that called for in Section 3, of this Local Law shall be exempt from the provisions of Section 3. provided the Church, school, club or other similar organization shall register in advance with the Village Police to have the minors involved stay out to this later hour. The registrant shall state the time when the function or entertainment shall end and the minors who attend the function shall be required to be in their homes or usual places of abode within one half hour after the function is ended.

SECTION 5. RESPONSIBILITY OF OWNERS OF PUBLIC PLACES

It shall be unlawful for any person, firm or corporation operating or having charge of any public place to knowingly permit or suffer the presence of minors under the age of 18 between the hours of 7 P. M. and 6 A. M. on and between the dates specified in Section 3.

SECTION 6. PROCEDURES

- A. Any police official upon finding a minor in violation of Section 3. shall ascertain the name and address of the minor and warn the minor that he is in violation of curfew and shall direct the minor to proceed at once to his or her home or usual place of abode. The police officer shall report such action to the parents or guardian.
- B. If such minor refuses to heed the warning or direction given by any police official or refuses to give the police official his correct name and

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address, or if the minor has been warned on a previous occasion that he or she was in violation of curfew, such minor shall be taken to the Police Department and the parent or guardian of such minor shall be notified to come and take charge of the minor.

C. If the parent or guardian cannot be located or fails to come and take charge of the minor, the minor shall be released to the Washington County Department of Social Services.

SECTION 7. PENALTIES

Any minor violating this Local Law shall, after having been previously notified pursuant to Section 6 of this Local Law, be fined not more than \$25.00 for each offense.

SECTION 8. WHEN EFFECTIVE

This Local Law shall take effect when filed with the Secretary of State for the State of New York.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1981
~~County~~
of the ~~City~~ City of Cambridge was duly passed by Board of Trustees
~~Town~~ (Name of Legislative Body)
Village
on October 5 1981 in accordance with the applicable provisions of law.

~~--(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval)--~~

~~2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____~~
~~County~~
of the ~~City~~ City of _____ was duly passed by _____
~~Town~~ (Name of Legislative Body)
Village
~~on _____ 19____ and was approved _____ by the _____~~
~~repassed after disapproval _____ Elective Chief Executive Officer~~
~~and was deemed duly adopted on _____ 19____, in accordance with the applicable provisions of law.~~

~~(Final adoption by referendum.)~~

~~3. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____~~
~~County~~
of the ~~City~~ City of _____ was duly passed by the _____
~~Town~~ (Name of Legislative Body)
Village
~~on _____ 19____ and was approved _____ by the _____~~
~~repassed after disapproval _____ Elective Chief Executive Officer~~
~~on _____ 19____. Such local law was submitted to the people by reason of a~~
~~mandatory referendum and received the affirmative vote of a majority of the qualified electors voting~~
~~permissive _____~~
~~general~~
~~thereon at the special election held on _____ 19____, in accordance with the appli-~~
~~annual~~
~~cable provisions of law.~~

~~(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)~~

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____
~~County~~
of the ~~City~~ City of _____ was duly passed by the _____
~~Town~~ (Name of Legislative Body)
Village
~~on _____ 19____ and was approved _____ by the _____~~
~~repassed after disapproval _____ Elective Chief Executive Officer~~
~~on _____ 19____. Such local law being subject to a permissive referendum and no~~
~~valid petition requesting such referendum having been filed, said local law was deemed duly adopted on~~
~~_____ 19____, in accordance with the applicable provisions of law.~~

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or if there be none the chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

